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Attorneys for Hilltop Financial Mortgage, Inc.,  
a California corporation, and Ibrahim Kaba, an individual

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

SANTOS SALAS, an individual, and  
ANITA GUTIERREZ, an individual

Plaintiffs,

v.

HILLTOP FINANCIAL MORTGAGE, INC., a  
California corporation, ENCORE CREDIT  
CORPORATION, a California corporation, and  
IBRAHIM KABA, an individual,

Defendants.

Case No. C 04 1682 EDL

**STIPULATION REGARDING  
PLAINTIFFS' THIRD  
AMENDED COMPLAINT;  
[PROPOSED] ORDER**

Judge: Hon. Elizabeth D. La Porte

Plaintiffs, Santos Salas and Anita Gutierrez, and Defendants, Hilltop Financial Mortgage, Inc. and Ibrahim Kaba, by and through their respective attorneys of record, request that the Court enter the [Proposed] Order based on the stipulation of the parties as set forth below:

1. At the hearing on Plaintiffs' motion to compel certain discovery held on August 30, 2005, the Hon. Elizabeth La Porte presiding, this Court ordered the stipulating parties to meet and confer regarding the filing of Plaintiffs' Third Amended Complaint.

2. The stipulating parties have met and conferred regarding the filing of Plaintiffs' Third Amended Complaint throughout this past week.

4. The stipulating parties have agreed that by September 13, 2005, one of the following will occur: (a) the parties will file a stipulation allowing the filing of the Third Amended Complaint; or (b) Plaintiffs will file their motion for leave to file the Third Amended Complaint.

4. The stipulating parties have agreed that by September 13, 2005, one of the following will occur: (a) the parties will file a stipulation allowing the filing of the Third Amended Complaint; or (b) Plaintiffs will file their motion for leave to file the Third Amended Complaint.

**IT IS HEREBY STIPULATED:**

HUNTER RICHEY DI BENEDETTO &  
EISENBEIS, LLP

Dated: September 2, 2005

/s/  
James F. Geary  
Attorneys for Defendants  
Hilltop Financial Mortgage Inc. and  
Ibrahim Kaba

DLA PIPER RUDNICK GRAY CARY US LLP

Dated: September 2, 2005

/s/  
David M. Doyle  
Attorneys for Plaintiffs  
Santos Salas and Anita Gutierrez

~~[PROPOSED]~~ ORDER

GOOD CAUSE APPEARING, and pursuant to the stipulation of the parties, IT IS  
HEREBY ORDERED as follows:

1. Plaintiffs will provide counsel of record for Defendants a new proposed Third Amended Complaint via e-mail on September 6, 2005; and

2. By September 13, 2005, one of the following shall occur: (a) the parties will file a stipulation allowing the filing of the Third Amended Complaint, or (b) Plaintiffs will file their motion for leave to file the Third Amended Complaint.

Dated: September 6, 2005

ed Complaint of (b) Plaintiffs will file  
aint.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

IT IS SO ORDERED  
*Elizabeth D. Laporte*  
Judge Elizabeth D. Laporte

HONORABLE ELIZABETH D. LA PORTE

SOUTHERN DISTRICT OF CALIFORNIA

[PROPOSED] ORDER